

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

TRACY LYNN COWAN,

Petitioner,

v.

Case No. 06-13846

CLARICE STOVALL,

Respondent.

ORDER DENYING PETITIONER'S MOTION TO COMPEL

On August 31, 2011, the court stayed and held in abeyance this petition for a writ of habeas corpus under 28 U.S.C. § 2254, in order to allow Petitioner to exhaust her state-court remedies. At that time, Petitioner had already begun the exhaustion process by filing a motion for relief from judgment in the Oakland County Circuit Court.

Petitioner filed the instant motion to compel on June 25, 2012, asking this court to set a deadline by which the circuit court must rule on her motion for relief from judgment, which is still pending despite Petitioner's "belie[f] that the state court has had more than a reasonable time to respond." (Pet.'s Mot. Compel 2, Dkt. # 65.) As it is established law that "federal courts have no authority . . . to direct state courts or their judicial officers in the performance of their duties," *Haggard v. Tennessee*, 421 F.2d 1384, 1386 (6th Cir. 1970), Petitioner's position is not well taken. Accordingly,

IT IS ORDERED that Petitioner's motion to compel [Dkt. # 65] is DENIED.

s/Robert H. Cleland
ROBERT H. CLELAND
UNITED STATES DISTRICT JUDGE

Dated: August 9, 2012

I hereby certify that a copy of the foregoing document was mailed to counsel of record on this date, August 9, 2012, by electronic and/or ordinary mail.

s/Lisa Wagner
Case Manager and Deputy Clerk
(313) 234-5522